



Docket No.: 6945.035.00
(PATENT)

#9
6/11/02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:

J. K. Kelly et al.

Application No.: 09/373,576

Group Art Unit: 2165

Filed: August 13, 1999

Examiner: Y. Garg

For: PESTICIDE WEBSITE

AMENDMENT

Commissioner for Patents
Washington, DC 20231

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Technology Center 2100

Dear Sir:

In response to the Office Action dated January 29, 2002, the following remarks are respectfully submitted.

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REMARKS

At the outset, the Examiner is thanked for the thorough review and consideration of the subject application. The non-final office action of January 29, 2002, has been received and its contents carefully noted.

The Examiner rejected claims 1-2, 8-15, and 21-25 under 35 U.S.C. § 102(e) as being anticipated by Gerald et al ("Taking A Spaded To The Web"). Claims 3 and 16 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Gerald et al. Applicants respectfully traverse the rejections and reconsideration is hereby requested.

Claim 1 is allowable over the cited references in that Claim 1 recites a combination of elements including, for example, "presenting a user with at least one inquiry; identifying at least one gardening material based upon a response to the inquiry." None of